



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Case No. 02-1059-A)

In re the Application of:)
Gang Xue and Jan Van Houdt)
Filing Date: October 7, 2003)
Serial No.: 10/680,878)
For: Single Bit Nonvolatile Memory Cell and)
Methods for Programming and Erasing)
Thereof)

Examiner: To be assigned
Group Art Unit: 2818
Confirmation No.: 6424

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION UNDER 37 C.F.R. § 1.47(a)

Sir:

Because Gang Xue, one of the inventors for the present application, ("the non-signing inventor") is either unwilling or unavailable to sign the oath and declaration under 37 C.F.R. § 1.63, and because attempts to secure the signature of the non-signing inventor were not successful after diligent effort, Applicants submit this Petition Under 37 C.F.R. § 1.47(a) to make application on behalf of the non-signing inventor.

As proof of diligence, Applicants submit the accompanying Declaration of Paul W. Churilla, attorney of record in the present application, including its Exhibits A - E setting forth the attempts to obtain the signature of the non-signing inventor.

Gang Xue's last known address is Ÿzermolenstraat 32, bus 237, 3001 Leuven, Belgium

Please charge the \$130 fee associated with this Petition under C.F.R. § 1.17(h) to Deposit Account No. 13-2490. Also, please charge any additional fees associated with this Petition, or credit any overpayments, to Deposit Account No. 13-2490.

07/08/2004 HLE333 00000083 132490 10680878

Respectfully Submitted,

02 FC:1460 130.00 DA

McDonnell Boehnen Hulbert & Berghoff LLP

Date: July 2, 2004

By:


Paul W. Churilla
Reg. No. 47,495